

May 28, 2021

**VIA ECF**

The motion to seal is granted temporarily. The Court will assess whether to keep the materials at issue sealed or redacted when deciding the underlying motion. The Clerk of Court is directed to terminate ECF No. 606.

**SO ORDERED.**

Hon. Jesse Furman  
United States District Court  
Southern District of New York  
40 Centre Street, Room 2202  
New York, NY 10007



June 1, 2021

Re: *City of Providence, et al. v. BATS Global Markets, Inc., et al.*, No. 14-cv-02811

Dear Judge Furman:

We write pursuant to Section 6 of the Court's Electronic Case Filing Rules & Instructions and Your Honor's Individual Rules of Practice to respectfully seek leave to file under seal certain materials (the "Protected Materials") in connection with the Motion for Summary Judgment on Grounds of Lack of Article III Standing (the "Motion") filed by Defendants New York Stock Exchange, LLC, NYSE Arca, Inc., Chicago Stock Exchange, Inc. (n/k/a NYSE Chicago, Inc.), BATS Global Markets, Inc. (n/k/a Cboe Bats, LLC), and Direct Edge ECN, LLC (collectively, "Defendants"), and to redact from their public filings the Protected Materials and references thereto. Defendants' papers will be filed later today, May 28, 2021.

The Protected Materials are attached as exhibits to the Declaration of Douglas W. Henkin in support of the Motion. These Protected Materials consist of documents and deposition transcripts designated by Plaintiffs or Third Parties as "Confidential" or "Highly Confidential" under the Court's Protective Order (ECF No. 402).

Accordingly, Defendants respectfully request leave to file the Confidential Materials under seal and to redact the corresponding references in the Motion.

Respectfully submitted,

By: /s/ Douglas W. Henkin (by permission)

Douglas W. Henkin

Justine N. Margolis

Kiran Patel

DENTONS US LLP

1221 Avenue of the Americas

New York, NY 10020

Telephone: (212) 768-6832

Facsimile: (212) 768-6800

*Counsel for New York Stock Exchange LLC,*

*NYSE Arca Inc.,*

*and Chicago Stock Exchange, Inc.*

By: /s/ Paul E. Greenwalt III (by permission)

Paul E. Greenwalt III

Michael Molzberger

SCHIFF HARDIN LLP

233 South Wacker Drive, Suite 6600

Chicago, IL 60606

Telephone: (312) 258-5702

Facsimile: (312) 258-5600

*Counsel for BATS Global Markets, Inc.*

*(n/k/a Cboe Bats, LLC) and Direct Edge*

*ECN, LLC*

CC: All counsel of record via ECF